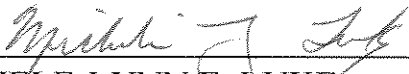


**DEFENDANTS SULLIVAN
PROPERTIES, INC. and
ROBERT B. SULLIVAN'S
NOTICE OF APPEAL;
CERTIFICATE OF SERVICE**

**DEFENDANTS SULLIVAN PROPERTIES, INC. and
ROBERT B. SULLIVAN'S NOTICE OF APPEAL**

NOTICE IS HEREBY GIVEN that Defendants SULLIVAN PROPERTIES, INC. and ROBERT B. SULLIVAN, hereby appeal to the United States Court of Appeals for the Ninth Circuit from the following: (1) the August 2, 2007 Order Granting Plaintiff Scottsdale Insurance Company's Motion for Partial Summary Judgment Re: Reimbursement Claim and Denying Defendants' Motion to Certify Issue to the Hawaii Supreme Court; and (2) the Judgment entered on August 7, 2007 in favor of Plaintiff SCOTTSDALE INSURANCE COMPANY and against Defendants SULLIVAN PROPERTIES, INC. and ROBERT B. SULLIVAN pursuant to the aforementioned order.

DATED: Honolulu, Hawaii, September 6, 2007.



MICHELE-LYNN E. LUKE
Attorneys for Defendants
SULLIVAN PROPERTIES, INC.
and ROBERT B. SULLIVAN

CERTIFICATE OF SERVICE


I hereby certify that, on September 6, 2007, and by the methods of service noted below, a true and correct copy of the foregoing was served on the following at their last known addresses:

SERVED THROUGH HAND DELIVERY:

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DATED: Honolulu, Hawaii, September 6, 2007.



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